

TITLE 326 AIR POLLUTION CONTROL BOARD

PROPOSED RULE AS PRELIMINARILY ADOPTED

LSA Document #07-24

DIGEST

Amends 326 IAC 1-4-1 concerning redesignation of Allen county to attainment for the 8-hour ozone standard. Effective 30 days after filing with the Publisher.

HISTORY

IC 13-14-9-8 Notice: January 31, 2007, Indiana Register, (DIN: 20070131-IR-326070024FDA).

Notice of First Hearing: January 31, 2007, Indiana Register, (DIN: 20070131-IR-326070024PHA).

Date of First Hearing: March 7, 2007.

Proposed Rule: March 28, 2007, Indiana Register (DIN: 20070328-IR-326070024PRA).

Notice of Second Hearing: March 28, 2007, Indiana Register (DIN: 20070328-IR-326070024PHA).

Date of Second Hearing: May 2, 2007.

326 IAC 1-4-1

SECTION 1. 326 IAC 1-4-1 IS AMENDED TO READ AS FOLLOWS:

326 IAC 1-4-1 Designations

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) The air pollution control board incorporates by reference 40 CFR 81.315, revised as of July 1, 2004*, as amended by the following documents concerning attainment status designations:

(1) 69 FR 23900 (April 30, 2004)*.

(2) 70 FR 44475 (August 3, 2005)*.

(3) 70 FR 56131 (September 26, 2005)*.

(4) 70 FR 69097 (November 14, 2005)*.

(5) 70 FR 69454 (November 16, 2005)*.

(6) 70 FR 77042 (December 29, 2005)*.

(7) 71 FR 544 (January 5, 2006)*.

(8) 72 FR 1295 (January 11, 2007)*.

(b) For purposes of permits that are subject to 326 IAC 2-3 due to the designations in subsection (a)(1), notwithstanding 326 IAC 2-3-2(a) and 326 IAC 2-3-2(e), the requirements of 326 IAC 2-3 apply to any permit that:

- (1) would otherwise be subject to 326 IAC 2-3; and
- (2) is issued on or after the effective date of the incorporation of 69 FR 23900.

*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Air Pollution Control Board; 326 IAC 1-4-1; filed Mar 10, 1988, 1:20 p.m.: 11 IR 2379; filed Aug 9, 1991, 11:00 a.m.: 14 IR 2218; filed Dec 30, 1992, 9:00 a.m.: 16 IR 1382; filed Apr 18, 1995, 3:00 p.m.: 18 IR 2220; filed Oct 22, 1997, 8:45 a.m.: 21 IR 932; filed Apr 17, 1998, 9:00 a.m.: 21 IR 3342; filed Apr 29, 1998, 3:15 p.m.: 21 IR 3341; filed May 21, 2002, 10:20 a.m.: 25 IR 3056; filed Nov 15, 2002, 11:17 a.m.: 26 IR 1077; filed Dec 1, 2003, 10:00 a.m.: 27 IR 1167; filed Nov 12, 2004, 12:15 p.m.: 28 IR 1182; filed Sep 26, 2006, 10:03 a.m.: 20061025-IR-326060018FRA*)